IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

WRIT PETITION NO. 1811 OF 2005

Rajesh Ashok Mankar ... Petitioner

Versus

M.D. KRCL & Ors. ... Respondents

Mr. B.V. Phadnis with Mr. Ramesh Ramamurthy for Petitioenr.

Ms. Kiran Bagalia with Mrs. Asha Bhambwani for Respondents.

CORAM : F.I. REBELLO &
MRS ROSHAN DALVI.JJ.
DATED : DECEMBER 21, 2005

P.C.

. Rule. Heard forthwith.

. On behalf of the Respondents, the learned counsel states that the material now sought to be relied upon was not really placed before the appellate Authority at the time of hearing but after the hearing was completed. Nonetheless, the appellate authority will hear the Petitioner on his contention that there were 15 other persons in respect of whom there were mistakes and thereafter pass appropriate orders according to law. In the

light of that impugned order dated 28..2000 is set aside. The matter is remanded to the Appellate Authority to rehear the Petitioner and pass appropriate orders according to Law. The entire action to be completed within the period of four months from today. Rule made absolute accordingly. No order as to costs.

(F.I. REBELLO,J.)

(MRS. ROSHAN DALVI,J.)